

Michael O. Leavitt Governor Kathleen Clarke Executive Director Lowell P. Braxton Division Director 1594 West North Temple, Suite 1210 PO Box 145801 Salt Lake City, Utah 84114-5801 801-538-5340 801-359-3940 (Fax) 801-538-7223 (TDD)

March 13, 2000

Eugene Hodges 385 North State Street P.O. Box 997 Laverkin, Utah 84745

Re: <u>Deficient Plan of Operation, Mesa Lode Project, S/053/057 (UTU-78488), Washington County,</u>
Utah

Dear Mr. Hodges:

On March 3, 2000, we received a copy of your Plan of Operation for work in Section 10 and 11, T43S, R12W, Washington County, Utah from the Bureau of Land Management (BLM). This plan was originally submitted on November 22, 1999 but was never accepted because the permit fee was not paid. In February, 2000 we were informed by the BLM that this site was considered casual use and did not need to be permitted; therefore, on February 10, 2000, the Division closed that notice and retired the file. You recently submitted a Plan of Operations to the BLM stating mechanized heavy equipment will now be used; therefore, we have re-opened Division file #S/053/057.

Your present Plan of Operations submission <u>does not</u> satisfy the requirements for a small mining operation as described by Rule R647-3 of the Utah Mined Land Reclamation Act of 1975, Title 40-8, <u>et seq.</u>, Utah Code Annotated. Enclosed is a Notice of Intention to Commence Small Mining Operations form (MR-SMO). Please complete the form and return it to this office. Please note that item VI identifies the \$100.00 permit fee which must accompany the form. Please be advised that you are not allowed to create any disturbance under the plan submitted to the BLM until you receive written approval from the Division and the BLM.

If you have any questions concerning this letter or the filing of this notice form, please contact me at (801) 538-5382.

Sincerely,

Doug Jensen

Reclamation Specialist

jb Enclosure: MR-SMO Form cc: Larry Gore, BLM, St. George FO (UTU-78488) S53-57-def